

# भारत का राजपत्र The Gazette of India

प्रसाधारण  
EXTRAORDINARY  
भाग II—खण्ड 1  
PART II—Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 26] नई दिल्ली, बुधवार, मई 31, 1972/ज्येष्ठ 10, 1894  
No. 26] NEW DELHI, WEDNESDAY, MAY 31, 1972/JYAISTHA 10, 1894

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह प्रज्ञा संकलन के रूप में रखा जा सके।  
Separate paging is given to this Part in order that it may be filed  
as a separate compilation.

## MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 31st May, 1972/Jyaistha 10, 1894 (Saka)

The following Act of Parliament received the assent of the President on the 31st May, 1972, and is hereby published for general information:—

### THE DRUGS AND COSMETICS AMENDMENT ACT, 1972 No. 19 OF 1972

[31st May, 1972]

An Act further to amend the Drugs and Cosmetics Act, 1940:

BE it enacted by Parliament in the Twenty-third Year of the Republic of India as follows:—

1. This Act may be called the Drugs and Cosmetics (Amendment) Act, 1972. Short title.
- 23 of 1940. 2. In the Drugs and Cosmetics Act, 1940 (hereinafter referred to as the principal Act), in section 1,— Amendment of section 1.
  - (i) in sub-section (2), the words “except the State of Jammu and Kashmir” shall be omitted;
  - (ii) to sub-section (3), the following proviso shall be added, namely:—  
“Provided that in relation to the State of Jammu and Kashmir, Chapter III shall take effect only from such date after the commencement of the Drugs and Cosmetics (Amendment) Act, 1972, as the Central Government may, by notification in the Official Gazette, appoint in this behalf.”.
3. In section 3 of the principal Act, clause (d) shall be omitted. Amendment of section 3.

Insertion  
of new  
section  
3A.

4. After section 3 of the principal Act, the following section shall be inserted, namely:—

Construc-  
tion of  
referen-  
ces to  
any law  
not in  
force or  
any func-  
tionary  
not in  
exist-  
ence in  
the State  
of Jammu  
and  
Kashmir.

“3A. Any reference in this Act to any law which is not in force, or any functionary not in existence, in the State of Jammu and Kashmir, shall, in relation to that State, be construed as a reference to the corresponding law in force, or to the corresponding functionary in existence, in that State.”.

Repeal  
and  
saving.

5. (1) On and from the date on which any of the provisions of the principal Act take effect in the State of Jammu and Kashmir, the corresponding provisions, if any, contained in the Jammu and Kashmir Drugs Act, 2000, shall stand repealed.

Jammu  
and  
Kashmir  
Act 20  
of 2000  
(1940  
A.D.).

(2) The repeal of any provisions contained in the Jammu and Kashmir Drugs Act, 2000, under sub-section (1), shall not affect—

(a) the previous operation of the provisions so repealed or anything duly done or suffered thereunder; or

(d) any investment, legal proceedings or remedy in respect of or incurred under the provisions so repealed; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the provisions so repealed; or

(d) any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed as if the said provisions had not been repealed;

Provided that anything done or any action taken (including any appointment made, notification issued or rule made) under the provisions

so repealed shall be deemed to have been done or taken under the corresponding provisions of the principal Act as amended by this Act and now extended to the State of Jammu and Kashmir and shall continue to be in force accordingly unless and until superseded by anything done or any action taken under the principal Act as amended by this Act,

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K. K. SUNDARAM,  
*Joint Secy. to the Govt. of India.*

